

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Bandy *et al.*

Appl. No.: To Be Assigned

Filed: January 22, 2004

For: **Radio Frequency Identification  
(RFID) Based Sensor Networks**

Confirmation No.: *To Be Assigned*

Art Unit: *To Be Assigned*

Examiner: *To Be Assigned*

Atty. Docket: 1689.0360001

**Information Disclosure Statement**

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Sir:

Listed on accompanying Form PTO-1449 are documents that may be considered material to the examination of this application, in compliance with the duty of disclosure requirements of 37 C.F.R. §§ 1.56, 1.97 and 1.98.

Where the publication date of a listed document does not provide a month of publication, the year of publication of the listed document is sufficiently earlier than the effective U.S. filing date and any foreign priority date so that the month of publication is not in issue. Applicants have listed publication dates on the attached PTO-1449 based on information presently available to the undersigned. However, the listed publication dates should not be construed as an admission that the information was actually published on the date indicated.

Applicants reserve the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may

not be prior art, and/or to prove that this information may not be enabling for the teachings purportedly offered.

This statement should not be construed as a representation that a search has been made, or that information more material to the examination of the present patent application does not exist. The Examiner is specifically requested not to rely solely on the material submitted herewith.

Applicants have checked the appropriate boxes below.

- ☐ 1. Statement under 37 C.F.R. 1.704(d). Each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart application and this communication was not received by any individual designated in 37 C.F.R. § 1.56(c) more than thirty days prior to the filing of this information disclosure statement.
- ☒ 2. Filing under 37 C.F.R. § 1.97(b). This Information Disclosure Statement is being filed within three months of the date of filing of a national application other than a continued prosecution application (CPA), OR within three months of the date of entry of the national stage as set forth in 37 C.F.R. § 1.491 in an international application, OR before the mailing date of a first Office Action on the merits OR before the mailing of a first Office Action after the filing of a request for continued examination under 37 C.F.R. § 1.114. No statement or fee is required.
- ☐ 3. Filing under 37 C.F.R. § 1.97(c). This Information Disclosure Statement is being filed more than three months after the U.S. filing date AND after the mailing date of the first Office Action on the merits, but before the mailing date of a Final

Rejection, or Notice of Allowance, or an action that otherwise closes prosecution in the application.

- ☐ a. Statement under 37 C.F.R. § 1.97(e)(1). I hereby state that each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement. 37 C.F.R. § 1.97(e)(1).
- ☐ b. Statement under 37 C.F.R. § 1.97(e)(2). I hereby state that no item of information in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application and, to my knowledge after making reasonable inquiry, was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this Information Disclosure Statement. 37 C.F.R. § 1.97(e)(2).
- ☐ c. Attached is our PTO-2038 Credit Card Payment Form in the amount of \$\_\_\_\_\_ in payment of the fee under 37 C.F.R. § 1.17(p).
- ☐ 4. Filing under 37 C.F.R. § 1.97(d) This Information Disclosure Statement is being filed more than three months after the U.S. filing date and after the mailing date of a Final Rejection or Notice of Allowance, but before payment of the Issue Fee. Enclosed find our PTO-2038 Credit Card Payment Form in the amount of \$\_\_\_\_\_ in payment of the fee under 37 C.F.R. § 1.17(p); in addition:

- ☐ a. Statement under 37 C.F.R. § 1.97(e)(1). I hereby state that each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement. 37 C.F.R. § 1.97(e)(1).
- ☐ b. Statement under 37 C.F.R. § 1.97(e)(2). I hereby state that no item of information in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application and, to my knowledge after making reasonable inquiry, was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this Information Disclosure Statement. 37 C.F.R. § 1.97(e)(2).
- ☐ 5. The document(s) was/were cited in a search report by a foreign patent office in a counterpart foreign application. Submission of an English language version of the search report that indicates the degree of relevance found by the foreign office is provided in satisfaction of the requirement for a concise explanation of relevance. 1138 OG 37, 38.
- ☐ 6. A concise explanation of the relevance of the non-English language document(s) appears below:
- ☐ 7. Copies of the documents are submitted herewith.
- ☐ 8. Copies of the documents were cited by or submitted to the Office in an IDS that complies with 37 C.F.R. § 1.98(a)-(c) in Application No. \_\_\_\_\_, filed

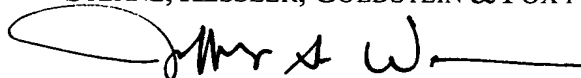
\_\_\_\_\_, which is relied upon for an earlier filing date under 35 U.S.C. §  
120. Thus, copies of these documents are not attached. 37 C.F.R. § 1.98(d).

It is respectfully requested that the Examiner initial and return a copy of the  
enclosed PTO 1449, and indicate in the official file wrapper of this patent application  
that the documents have been considered.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee  
deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.



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Date: 1-22-04

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FORM PTO-1449

INFORMATION DISCLOSURE STATEMENT

ATTY. DOCKET NO.

1689.0360001

APPLICATION NO.

To Be Assigned

FIRST NAMED INVENTOR

William Bandy

FILING DATE

1/22/2004

ART UNIT

To Be Assigned

**U.S. PATENT DOCUMENTS**

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB-CLASS	FILING DATE
	AA1	20020167405	11/14/2002	Shanks <i>et al.</i>			
	AB1	10/687,690	10/20/2003	Shanks <i>et al.</i>			
	AC1	10/693,687	10/27/2003	Powell <i>et al.</i>			
	AD1	09/323,206	06/01/1999	Bandy <i>et al.</i>			
	AE1	20020149481	10/17/2002	Shanks <i>et al.</i>			
	AF1	10/073,000	02/12/2002	Shanks <i>et al.</i>			
	AG1	20030146783	08/07/2003	Bandy <i>et al.</i>			
	AH1	6,002,344	12/14/1999	Bandy <i>et al.</i>			
	AI1	6,031,454	02/29/2000	Lovejoy <i>et al.</i>			
	AJ1	20020078363	06/20/2002	Hill <i>et al.</i>			
	AK1	20030106931	06/12/2003	Wu <i>et al.</i>			

**FOREIGN PATENT DOCUMENTS**

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB-CLASS	TRANSLATION
	AL1						Yes No
	AM1						Yes No
	AN1						Yes No
	AO1						Yes No
	AP1						Yes No

**OTHER (Including Author, Title, Date, Pertinent Pages, etc.)**

	AR	1	Rick Merritt; "From Sea to Shining Sea, War on terror prompts U.S. plans for a national sensor network, to give early warning of nuclear, chemical and biological threats"; Electronic Engineering Times, July 14, 2003; pp. 18, 19 and 24.
	AS	1	Roy Want; "RFID A Key to Automating Everything;" Scientific American, January, 2004; pp. 56, 57, 58, 59, 60, 61, 62, 63, 64 and 65.
	AT	1	(AP); "Bar codes matching drug to patient coming soon;" CNN.com, Health, December 9, 2003; pp. 1, 2 and 3.

EXAMINER	DATE CONSIDERED
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**EXAMINER:** Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant.

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INFORMATION DISCLOSURE STATEMENT

ATTY. DOCKET NO.

1689.0360001

APPLICATION NO.

To Be Assigned

FIRST NAMED INVENTOR

William Bondy

FILING DATE

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**U.S. PATENT DOCUMENTS**

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB-CLASS	FILING DATE
	AA2	6,486,780	11/26/2002	Garber <i>et al.</i>			
	AB2	5,640,002	06/17/1997	Ruppert <i>et al.</i>			
	AC2	6,134,548	10/17/2000	Gottzman <i>et al.</i>			
	AD2	20020170969	11/21/2002	Bridgelall			
	AE2	20030085267	05/08/2003	Piotrowski <i>et al.</i>			
	AF2	20020170961	11/21/2002	Dickson <i>et al.</i>			
	AG2	5,850,187	12/15/1998	Carrender <i>et al.</i>			
	AH2	20030120745	06/26/2003	Katagishi <i>et al.</i>			
	AI2	10/382,606	03/06/2003	Peeters			
	AJ2						
	AK2						

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EXAMINER INITIAL		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB-CLASS	TRANSLATION
	AL2						Yes No
	AM2						Yes No
	AN2						Yes No
	AO2						Yes No
	AP2						Yes No

**OTHER (Including Author, Title, Date, Pertinent Pages, etc.)**

	AR	<u>2</u>	RFID Enables "Physical Browsing;" RFID Journal, May 6, 2003; pp. 1-2.
	AS	<u>2</u>	
	AT	<u>2</u>	

EXAMINER

DATE CONSIDERED

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